STATE OF WASHINGTON



OFFICE OF INSURANCE COMMISSIONER

BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF WASHINGTON

| In the Matter of |) No. D 01 - 34 |
|------------------|------------------------|
| Michael G. Foth, | ORDER REVOKING LICENSE |
| Licensee. |) |
| | |

To: Michael G. Foth 2922 Western Ave. # 525 Seattle, WA 98121

IT IS ORDERED AND YOU ARE HEREBY NOTIFIED that your license is REVOKED, effective May 15, 2001, pursuant to RCW 48.17.530 and 48.17.540(2).

THIS ORDER IS BASED ON THE FOLLOWING:

- 1. The Commissioner received notification from American Family Life Assurance Company (AFLAC) to cancel licensee's appointment with their company. The reason given by the company, unethical sales and business practices. Licensee incurred approximately \$48,000 in outstanding personal debt in the name of AFLAC.
- 2. In order to secure the licensee's response to AFLAC's allegations, the Commissioner sent written inquiries on or about March 26, and April 2, 2001. Licensee did not respond to any of them. Each such failure to respond promptly in writing violated RCW 48.17.475.

By reason of your conduct, you have shown yourself to be, and are so deemed by the Commissioner, untrustworthy and a source of injury and loss to the public, and not qualified to be an insurance agent in the state of Washington. Accordingly, your license is revoked pursuant to RCW 48.17.070, and RCW 48.17.530 (1)(h).

IT IS FURTHER ORDERED that you return your insurance agent's license certificate to the Commissioner on or before the effective date of the revocation of your license, as required by RCW 48.17.530(4).

NOTICE CONCERNING YOUR RIGHT TO A HEARING. Please note that a detailed summary of your right to contest this Order is attached. Briefly, if you are aggrieved by this Order, RCW 48.04.010 permits you to demand a hearing. Pursuant to that statute and others: You must demand a hearing, in writing, within 90 days after the date of this Order, which is the day it was mailed to you, or you will waive your right to a hearing. Your demand for a hearing must specify briefly the reasons why you think this Order should be changed. If your demand for a hearing is received by the Commissioner before the effective date of the revocation, then the revocation will be stayed (postponed) pending the hearing, pursuant to RCW 48.04.020. Upon receipt of your demand for hearing, you will be contacted by an assistant of the Chief Hearing Officer to schedule a teleconference with you and the Insurance Commissioner's Office to discuss the hearing and the procedures to be followed.

Please send any demand for hearing to Insurance Commissioner, attention Scott Jarvis, Deputy Insurance Commissioner, Office of the Insurance Commissioner, P.O. Box 40257, Olympia, WA 98504-0257.

ENTERED AT LACEY, WASHINGTON, this 25th day of April, 2001.

MIKE KREIDLER Insurance Commissioner

By

SCOTT JARVIS Deputy Commissioner

Investigator: Tom Talarico